

Message Text

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11

ACTION PM-03

INFO OCT-01 EA-06 ISO-00 L-02 DODE-00 CIAE-00 INR-05

NSAE-00 RSC-01 MC-01 SP-02 /021 W

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R 131035Z DEC 74

FM AMEMBASSY BANGKOK

TO SECSTATE WASHDC 9096

C O N F I D E N T I A L BANGKOK 19502

E.O. 11652: GDS

TAGS: MASS, TH, US

SUBJ: NEW MAP ELIGIBILITY REQUIREMENT

REF: (A) BANGKOK 19253; (B) STATE 94271, 272126

1. MEETING DESCRIBED REF A TOOK PLACE AT MFA DECEMBER 12 WITH EMBASSY AND MACHTAI OFFICERS PRESENT. ACTING CHIEF, AMERICAN DIVISION, SAID MOST OF THE QUESTIONS HE HAD WERE ORIGINALLY RAISED BY OFFICIALS IN MINISTRY OF DEFENSE (MOD) AND HE WAS SEEKING CLARIFICATION ON THEIR BEHALF AS WELL. WE RESPONDED ALONG LINES OF PARA 3 REF A AND HE SEEMED SATISFIED AND SAID HE WOULD MEET WITH MOD OFFICIALS TO TRY TO RESOLVE REMAINING PROBLEMS. HE SUGGESTED THREE MINOR CHANGES WHICH WOULD NOT AFFECT SUBSTANCE OF AGREEMENT BUT WHICH HE BELIEVED WOULD BE HELPFUL IN CLARIFYING ITS INTENT. WE SAID WE THOUGHT CHANGES POSSIBLE, BUT WOULD HAVE TO REFER THEM TO WASHINGTON FOR APPROVAL.

2. LATER THAT AFTERNOON, ACTING AMERICAN DIVISION CHIEF CALLED EMBASSY TO SAY THAT MFA HAD ARRANGED MEETING WITH MOD AT 10 A.M., DECEMBER 13, TO DISCUSS 505-F. HE ASKED IF WE COULD GIVE HIM A DRAFT WHICH INCORPORATED CHANGES PROPOSED IN DECEMBER 12 MEETING FOR USE IN HIS DISCUSSIONS WITH MOD. WE AGREED TO PROVIDE DRAFT ON THE UNDERSTANDING THAT IT WOULD BE SUBJECT TO WASHINGTON'S APPROVAL, WHICH HE ACCEPTED. FOLLOWING IS TEXT OF REVISED NOTE: QUOTE: THE EMBASSY OF THE UNITED STATES OF AMERICA PRESENTS IT COMPLIMENTS TO THE MINISTRY OF FOREIGN AFFAIRS OF THE KINGDOM OF THAILAND AND HAS THE HONOR TO REFER TO THE AGREEMENT RESPECTING

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MILITARY ASSISTANCE BETWEEN THE GOVERNMENT OF THE UNITED STATES

AND THE GOVERNMENT OF THAILAND OF 1950 AND THE FOREIGN ASSISTANCE ACT OF 1961, AS AMENDED, WHICH PROHIBITS THE UNITED STATES GOVERNMENT

FROM FURNISHING DEFENSE ARTICLES ON THE GRANT BASIS TO ANY OTHER GOVERNMENT INCLUDING THE GOVERNMENT OF THAILAND UNLESS THAT GOVERNMENT SHALL HAVE AGREED TO PAY TO THE UNITED STATES GOVERNMENT THE NET PROCEEDS OF SALE RECEIVED BY THAT GOVERNMENT IN DISPOSING OF DEFENSE ARTICLES SO FURNISHED.

IT IS THEREFORE PROPOSED THAT THE GOVERNMENT OF THAILAND AGREE THAT THE NET PROCEEDS OF SALE RECEIVED BY THE GOVERNMENT OF THAILAND IN DISPOSING OF ANY WEAPON, WEAPONS SYSTEM, MUNITION, AIRCRAFT, MILITARY BOAT, MILITARY VESSEL, OR OTHER DEFENSE ARTICLE, INCLUDING SCRAP FROM ANY SUCH DEFENSE ARTICLE RECEIVED HERETOFORE OR HEREAFTER UNDER THE MILITARY ASSISTANCE PROGRAM OF THE UNITED STATES GOVERNMENT WILL BE PAID TO THE UNITED STATES GOVERNMENT AND SHALL BE AVAILABLE TO PAY ALL OFFICIAL CGVTS OF THE UNITED STATES GOVERNMENT PAYABLE IN THE CURRENCY OF THE GOVERNMENT OF THAILAND, INCLUDING ALL COSTS RELATING TO THE FINANCING OF INTERNATIONAL EDUCATION AND CULTURAL EXCHANGE ACTIVITIES IN WHICH THE GOVERNMENT OF THAILAND PARTICIPATES. IT IS UNDERSTOOD THAT THIS AGREEMENT DOES NOT AFFECT ANY PRIOR AGREEMENT BY THE GOVERNMENT OF THAILAND TO RETURN TO THE UNITED STATES GOVERNMENT ANY DEFENSE ARTICLES FURNISHED BY THE UNITED STATES GOVERNMENT ON A GRANT BASIS WHEN SUCH ARTICLES ARE NO LONGER NEEDED FOR THE PURPOSES FOR WHICH THEY WERE FURNISHED, UNLESS THE UNITED STATES GOVERNMENT CONSENTS TO ANOTHER DISPOSITION. ADDITIONALLY, IT IS UNDERSTOOD THAT THIS AGREEMENT SHALL NOT AFFECT THE BRASS FUND AGREEMENT OF DECEMBER 22, 1965 SIGNED BY THE CHIEF OF STAFF SUPREME COMMAND AND CHIEF, JUSMAG.

IT IS FURTHER PROPOSED THAT THE MINISTRY'S REPLY STATING THAT THE FOREGOING IS ACCEPTABLE TO THE GOVERNMENT OF THAILAND SHALL, TOGETHER WITH THIS NOTE, CONSTITUTE AN AGREEMENT BETWEEN OUR GOVERNMENTS ON THIS SUBJECT, TO BE EFFECTIVE FROM AND AFTER JULY 1, 1974. END QUOTE

3. MAJOR PROBLEM REMAINING FOR MOD AND MFA SEEMED TO BE INCLUSION OF WORD "THEREFORE OR HEREAFTER" IN PARA 2 OF NOTE. IN RESPONSE

TO MFA SUGGESTION THAT THEY BE ELIMINATED, WE SAID THIS WAS CONFIDENTIAL

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IMPOSSIBLE SINCE THE LANGUAGE WAS NECESSARY TO MAKE CLEAR THAT NEW AGREEMENT APPLIES TO ANY ARTICLES RECEIVED SINCE THE BEGINNING OF THE MILITARY ASSISTANCE PROGRAM.

4. FOLLOWIMU MOD-MFA MEETING DECEMBER 13, ACTING AMERICAN CHIEF CALLED EMBASSY TO SAY HE THOUGHT MOD WILLING TO AGREE TO REVISED TEXT AND THAT HE WOULD TRY TO OBTAIN APPROVAL OF HIS SUPERIORS AT MFA. HE SAID HE WOULD INFORM US OF THEIR ACTION NO LATER THAN

MONDAY, DECEMBER 16.

5. ACTION REQUESTED: REQUEST APPROVAL OF REVISED TEXT PARA 2.
MASTERS

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
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30 JUN 2005

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